Appl. No. 09/765,291 Amendment dated October 30, 2012 Response to May 2, 2012 Office Action

### **REMARKS**

## Status of the claims

With entry of the instant amendment, claims 127 and 128 are amended. Examples of support for the amendments can be found in claims 152, 153, 154, and 155.

Claims 127, 128, 130, 131, 133, 134, 136-142, 146, 147, and 149-155 are pending and under examination.

# **Drawings**

The Examiner indicated that Applicants' petition to accept color drawings will be addressed separately.

## Rejection under 35 U.S.C. § 102(e)

Claims 127, 128, 130, 131, 133, 134, 136-142, 146, 147, and 150-155 are rejected under 35 U.S.C. § 102(e) as allegedly anticipated by U.S. Patent No. 6,280,929. Enclosed herewith is a Declaration under 37 C.F.R. § 1.132 that states that the inventors of the subject matter claimed in the present application are the inventors of the same subject matter disclosed, but not claimed, in the '929 patent. Applicants respectfully request that the rejection be withdrawn.

#### CONCLUSION

Applicants believe all claims now pending in this Application are in condition for allowance and an action to that end is respectfully requested.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 415-576-0200. iMM

Respectfully submitted,

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